

ABSTRACT

The diploma thesis is entitled “*Protection of a child as a subject of human rights within the scope of international and European Union regulation of international abductions*” and deals with the position of a child within the legal norms governing human rights, children’s rights and international child abductions. The thesis examines how a child is viewed, whereas as an object or as a subject of rights. The thesis is divided into three chapters, which gradually move from a general explanation of the basic concepts to the specific regulation of the child’s position within the framework of international child abductions. The first chapter defines the basic concepts of the object and subject of human rights, generally analyses the position of a man as a subject of international human rights regulation and subsequently the position of a child as a specific category of human rights protection. Finally, the first chapter answers the question of how the concepts of object and subject of human rights differ. The second chapter deals with the legal standards governing the protection of human rights with the emphasis on the protection of the child as a human rights subject. The presented legal standards are analysed from the perspective of the regulation of children’s rights and international child abduction. The second chapter also introduces two legal norms governing the international child abduction. Finally, the second chapter answers the next question, namely which EU and international standards deal with the protection of the child as a human rights subject and how the issue of international child abduction is regulated within those legal norms. The third, last and key chapter of the thesis focuses specifically on the analysis of the 1980 Hague Convention and the Brussels II bis Regulation, which are being analysed in terms of how they regulate the position of a child. The third chapter therefore examines whether the child is treated as an entity or as an object of rights within these legal norms. The thesis also presents a proposal to recast the Brussel II bis Regulation and its deepening of regulation of children’s rights within the international child abduction cases. The aim of the thesis is to present the current position of the child within the framework of international child abductions and to answer the question whether a child is rather an object or a subject of human rights.

Key words: child, subject of human rights, international child abduction